

DENTAL QUALITY ASSURANCE COMMISSION
BUSINESS MEETING MINUTES
Thursday, September 29, 2005

Members Present:

Karen Homitz, DDS	Lorin Peterson, DDS
Bernie Nelson, Public Member	Pramod K. Sinha, DDS
Russell B. Timms, DDS, Chair	Jessica Saepoff, DDS
Abdul Alkezweeny, PhD, Public Member	Fred Quarnstrom, DDS
Mark Koday, DDS, Vice-Chair	Robin Reinke, DDS
Marshall H. Titus, DDS	Padmaraj Angolkar, DDS
Terrance L. Hauck, MD, DDS	

Members Absent:

John Davis, DDS, JD

Staff Present:

Lisa Anderson, Health Services Consultant 3	Joy King, HPS3 Executive Director
Josh Shipe, Health Services Consultant 3	Jennifer Bressi, Health Services Consultant 1
Kim Dinsmore, Administrative Assistant	Elyette Weinstein, Staff Attorney

Others Present:

David Hemion, WSDA	Melissa Johnson, WSDHA
Linda Edgar, WSDA	Bryan Edgar, WSDA
Cindy Gideon, AAG	Dr. Lynn Hanks, WPHP

OPEN SESSION

7:00 p.m.

1. CALL TO ORDER- Russell B. Timms, DDS, Chair

1.1 Introduction of Audience

Dr. Timms publicly acknowledged and thanked the audience for attending and they were asked to introduce themselves.

1.2 Introduction of New Dental Quality Assurance Commission Members

Dr. Hauck introduced himself. Dr. Homitz arrived at 7:10 and introduced herself after Dr. Hanks' presentation.

1.3 Approval of Agenda

The agenda was approved as presented.

1.4. Approval of the August 25, 2005 Business Meeting Minutes, & August 26, 2005 Panel A & B Minutes

August 25, 2005 business meeting minutes were approved as presented.

August 26, 2005 Panel A and B minutes were approved as presented.

2. PRESENTATIONS

2.1 Presentation- Dr. Lynn Hanks, Washington Physicians Health Program – Program Overview

Dr. Hanks provided 3 handouts including his Powerpoint presentation. Dr. Hanks provided some current statistics and the activity (presentations) of WPHP over the last couple of years. He provided statistics on how dentists were referred to WPHP, i.e. other dentists, spouses, DQAC, etc. WPHP does not misrepresent themselves, they clearly state they are not part of DQAC. WPHP wants to build a trust with DQAC through meetings and future presentations. Dr. Hanks provided a comprehensive process flowchart of WPHP, starting with receiving of a referral to providing treatment or referring to DQAC. The current WPHP contract requires a 5 year commitment for chemical dependency, the first 2 years are weekly meetings and the remaining 3 years are monthly meetings. WPHP is currently reviewing extending the chemical dependency contract to 10 years. WPHP will be providing periodic articles for the WSDA newsletter. Dr. Hanks closed with the 3 P's, Partners in Protecting the Public.

3. PROGRAMS REPORT, EXECUTIVE DIRECTOR, ASSISTANT ATTORNEY GENERAL, STAFF ATTORNEY, INVESTIGATORS- Joy King, Executive Director, Lisa Anderson, Health Services Consultant, Josh Shipe, Disciplinary Manager, Sandra Adix, AAG, Staff Attorney, Investigators

3.1 Budget Report-

The Interim Operating Report for June 2005 is not yet available.

- 3.2 Dental Quality Assurance Commission New Member Appointments-**
Terrance L. Hauck, MD, DDS was appointed by the Governor to a 4-year term ending in June 2009. Dr. Hauck practices as an oral surgeon in Spokane.
- 3.3 Final 2006 Dental Assurance Commission Meeting Schedule-**
Ms. Anderson provided the Commission with the schedule for 2006 meeting dates. Dr. Peterson indicated that the July 2006 meeting may conflict with the WREB conference.
- 3.4 2005 Leadership Conference September 12, 2005 Overview-**
Dr. Davis and Dr. Koday were registered but unable to attend at the last minute. Ms. Anderson attended and provided the commission with handouts received at the conference. She provided an overview of the conference, including a synopsis of the featured speaker, Governor Christine Gregoire.
- 3.5 2005 Board, Commissions, Committee (B/C/C) Conference September 23, 2005 Overview**
The BCC was cancelled due to lack of participants. There are plans to combine the Leadership Conference and the BCC in 2006.
- 3.6 Case Management Unit Update of Discipline Case Assessment-**
Mr. Shipe updated the Commission on the current status of reports/complaints/cases. The legal and investigation units have provided positive comments regarding the Commission's ability to work through the backlog of reports due to the recent court of appeals decision. A panel of 3 commission members has been meeting by conference call to review reports every Friday.
- 3.7 AAG Advice regarding A.T. Still University Arizona School of Dentistry regarding interpretation of RCW 18.32.030 (3)**
Ms. Adix provided an informal opinion to the Commission indicating that the RCW indicates that the associate professor with a school must be affiliated with the University of Washington. The Commission would like a formal opinion from Ms. Adix, AAG. Staff will ask Ms. Adix to prepare to discuss further at November 2005 meeting.
- 3.8 AAG Advice Regarding Use of Pro-Tems for Disciplinary Hearing**
The Secretary of Health can appoint Pro-Tem members. Pro-Tem appointments must follow RCW 18.32.0355 member eligibility requirements, meaning the pro-tem must have an active license, be in the practice of dentistry, etc.
- 3.9 Laurie Jinkins, Assistant Secretary HSQA Invitation to the members of the Senate Health and Long-Term Care Committee and to Representative Eileen Cody to Observe the Dental Commissions closed session case review on November 4, 2005-**
Senate Health and Long Term Care Committee members and Rep. Eileen Cody have been invited to observe the Commission's disciplinary process on November 4, 2005.
- 3.10 Governor's Boards and Commissions Conference, December 20, 2005-**
The governor is hosting a conference for all current Governor appointed board and commission members on December 20, 2005. The conference will

provide guidance to Board and Commission members regarding their roles and responsibilities and expectations while serving on boards and commissions. A reception at the Governor's mansion will follow the conference.

4. RULES WAC 246-817 UPDATE

Ms. Anderson provided a status list of all WAC's that are currently in the rule drafting process. Ms. King indicated that the Department is currently reviewing internal processes for efficiency. There are currently three levels of review and the Office of the Secretary has already created an automated system and is currently testing.

- 4.1 Dental continuing amendment (WAC 246-817-440)
Draft rule is in the Department's internal process. If all review steps go well, a hearing will be scheduled and the potential earliest effective date could be February 2006.
- 4.2 Dental Anesthesia Committee= DAC* (WAC 246-817-700's)
The first committee meeting is scheduled for October 21, 2005 at the Radisson Hotel Gateway in Sea-Tac.
- 4.3 2005 Legislation- SHB 1689 Post Graduate Year 1, meeting with health care authority. Joy King, Bonnie King, and Lisa Anderson met with Loly Reyes and Connie Mix-Clark to discuss roles and responsibilities on September 22, 2005. DOH will work to prepare a data sharing agreement and meetings will continue on a monthly basis.
- 4.4 Other:
- 4.5 SB- 5966 Licensure without Examination- 2003 legislation requires some rules amendments and DQAC members have been asked for input as to recommended amendments.

5. AMERICAN DENTAL ASSOCIATION (ADA); AMERICAN ASSOCIATION OF DENTAL EXAMINERS (AADE); AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS (AADA); THE DENTAL ASSISTING NATIONAL BOARD, INC (DANB)

- 5.1 DANB- September 7, 2005- information on testing and credentialing issues
- 5.2 DANB- September 9, 2005- 2006 Fee increases
- 5.3 ADA- August 31, 2005- post graduate year 1 pathway to licensure

6. WESTERN REGIONAL EXAM BOARD (WREB)

- 6.1 2006 Dental examination scheduling information
WREB will be offering 24 hour exams this coming year. Candidate mobility is the main goal, to allow dentists the ability to move from one state to another.

- 6.2 August 29, 2005 letter regarding WREB board minutes
- 6.3 September 12, 2005 letter regarding national testing center
The Commission will decline participation at this time.
- 6.4 WREB fall 2005 newsletter
WREB changed their letterhead to better reflect its national testing agency status. They did not change their name.
- 6.5 WREB announcement regarding licensure examinations

7. CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS)

- 7.1 Memo received August 29, 2005 to the State Licensing Boards providing a copy of a letter sent to schools within the Central and North East region. The Washington State Dental Quality Assurance Commission's contract with CRDTS will expire in December 2005. The Commission would like a legal review of any new contract received. Staff will contact CRTDS executive director to find out when new contract will be provided.

8. STAFF/COMMISSION MEMBER REPORTS

- 8.1 ADEX update- Dr. Peterson
Illinois has determined they will only accept the ADEX exam. ADEX develops the exam content, they are not the administering company.
- 8.2 House of Delegates- WSDA
Mr. Hemion indicated that WSDA will not go forward with legislation regarding oral surgery dental assistants in the 2006 session.

9. CORRESPONDENCE

- 9.1 Letter dated August 30, 2005 to James S. Turner with Swankin and Turner from Lisa Anderson, Program Manager regarding Cavitat Medical Technologies, Inc.
- 9.2 Letter dated August 30, 2005 to Rhys Spoor, DDS from Lisa Anderson, Program Manager regarding the commission's approval of his CDE course in aesthetic dentistry.
- 9.3 Letter dated August 30, 2005 to Botulinum Toxins for dentistry from Lisa Anderson, Program Manager regarding botulinum toxins injection techniques.
- 9.4 Letter dated September 15, 2005 from Lawrence B. Lum, DDS requesting an exemption under RCW 18.32.030(4) to conduct a live patient surgery course on dental implants on October 30, 2005. The Commission approved this request. Ms. Anderson will provide a response to Dr. Lum.
- 9.5 Announcement received from Resource Center for Health Privacy, UW for the Washington Health Legislative Conference on Tuesday December 6, 2005
- 9.6 Email from Dr. Philip Miollis to Dr. Russell Timms dated September 22, 2005 asking about dental hygienist use of lasers. Under general supervision, dental hygienists cannot use lasers. Ms. Anderson will provide a response.

10. CONSENT AGENDA

Items listed under the consent agenda are considered to be routine agency matters and will be approved by a single motion of the Commission without separate discussion. If separate discussion is desired, that will be removed from the agenda and placed on the regular business agenda.

- 10.1 News Releases/ Announcements-the listed items were provided to the commission members by email and as additional handouts at the meeting.
 - 10.1.1 Letter dated August 31, 2005 from Southern Regional Testing Agency (SRTA)
 - 10.1.2 News release dated September 12, 2005 from Council of Interstate Testing Agencies
 - 10.1.3 WSMA Community Water fluoridation article.
- 10.2 Newsletters- the listed newsletters were provided to the commission members by email and as additional handouts at the meeting.
 - 10.2.1 Department of Health – The Sentinel August 2005
 - 10.2.2 Mississippi State Board of Dental Examiners June 2005
 - 10.2.3 Kentucky Board of Dentistry Fall 2005 newsletter
 - 10.2.4 September 2005 Department of Health Sentinel newsletter
 - 10.2.5 Nebraska Board of Dentistry September 2005 newsletter

11. POLICIES/INTERPRETIVE STATEMENTS, OPINIONS

Any interpretive statement issued by the commission is advisory and intended for the guidance of the requesting parties only. The interpretive statement is not legally binding and does not have the force and effect of a duly promulgated regulation or declaratory ruling by the commission.

There is no business for this item at this time to discuss.

CLOSED SESSION

12. EXECUTIVE SESSION

The term “executive session” is commonly understood to mean that part of a regular or special meeting of the governing body that is closed to the public. A governing body may hold an executive session only for specified purposes, which are identified in RCW 42.30.220(1)(a-k), and only during a regular or special meeting.

The Commission may go into executive session to discuss issues that are appropriate to be handled in closed session such as personnel issues or to obtain legal advice.

13. FUTURE COMMISSION BUSINESS

The next DQAC meeting is scheduled to be held November 3, 2005 at Point Plaza East, Tumwater.

14. BUSINESS MEETING ADJOURNMENT

The business meeting adjourned at 10:05 p.m. The Commission will begin disciplinary panel business at 8:00 a.m. on Friday, September 30, 2005.

Respectfully Submitted By:

Jennifer Bressi, Health Service Consultant1

Commission Approval by:

Russell B. Timms, DDS, Chair